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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 03-465-C (400.142))

In re Application of:)
)
McSwiggen, et al.) Group Art Unit: 1635
)
Serial No.: 10/757,803) Examiner: Not Assigned
)
Filed: January 14, 2004) Confirmation No.: 5421
)
For: RNA Interference Mediated Inhibition of)
Gene Expression Using Chemically)
Modified Short Interfering Nucleic Acid)
(siNA))

REQUEST FOR CORRECTED FILING RECEIPT

Mail Stop: OIPE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: Application Processing Division
Customer Correction Branch

Dear Sir:

1. Attached is a copy of the official filing receipt received from the PTO in the above-referenced application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is incorrectly entered.

Error in

Domestic Priority data as claimed by applicant:

This application is a CIP of 10/720,448 11/24/2003

Which is a CIP of 10/693,059 10/23/2003

which is a CIP of 10/444,853 05/23/2003

and is a CIP of 10/652,791 08/29/2003

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USSN 10/757,803
MBHB03-465-C (400.142)

which is a CON of 10/422,704 04/24/2003 ABN

which is a CON of 10/417,012 04/16/2003 ABN

This application 10/757,803

is a CIP of PCT/US03/05346 02/20/2003

and is a CIP of PCT/US03/05028 02/20/2003

which claims the benefit of 60/358,580 02/20/2002*

and claims benefit of 60/363,124 03/11/2002

and claims benefit of 60/386,782 06/06/2002

and claims benefit of 60/406,784 08/29/2002

and claims benefit of 60/408,378 09/05/2002

and claims benefit of 60/409,293 09/09/2002

and claims benefit of 60/440,129 01/15/2003

This application 10/757,803

is a CIP of 10/427,160 04/30/2003

and is a CIP of PCT/US02/15876 05/17/2002

(*) Data provided by applicant is not consistent with PTO records.

Correct Data:

Domestic Priority data as claimed by applicant:

This application is a CIP of 10/720,448 11/24/2003

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and is a CIP of PCT/US02/15876 05/17/2002

3. Applicant attaches a copy of the Grant of Applicant's Petition to Correct the Filing Date for PCT/US02/15876. The correct filing date as indicated in the Granted Petition is now May 17, 2002. Thus, the data provided by Applicant is no longer inconsistent with PTO records. Also enclosed is a revised Application Data Sheet showing additions in underlining and deletions in strikethrough. Priority to PCT Applications PCT/US03/05028 and PCT/US03/05346 were claimed under 35 USC 119 and 120. As both of these applications designate the US, priority under §119 is being cancelled. These changes are also indicated in the attached Supplemental Application Data Sheet.

USSN 10/757,803
MBHB03-465-C (400.142)

4. The correction is not due to any error by Applicant and no fee is due.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

Date: March 18, 2005

By: Michael S. Greenfield
Michael S. Greenfield
Reg. No.: 37,142

MAR 18 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (a) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/757,803	01/14/2004	1635	450	MBHB03-465-C (400.142)	98	17	1

020306

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300 S. WACKER DRIVE
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CHICAGO, IL 60606

CONFIRMATION NO. 5421

UPDATED FILING RECEIPT



OC000000014102360

Date Mailed: 10/15/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

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DOCKETED

OCT 18 2004

DUE DATE:

BY:

Assignment For Published Patent Application

Sirna Therapeutics, Inc.

Power of Attorney: The patent practitioners associated with Customer Number 020306.

Domestic Priority data as claimed by applicant

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Foreign Applications

If Required, Foreign Filing License Granted: 04/22/2004

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/757,803**

Projected Publication Date: 01/27/2005

Non-Publication Request: No

Early Publication Request: No

**** SMALL ENTITY ****

Title

RNA interference mediated inhibition of gene expression using chemically modified short interfering nucleic acid (siNA)

Preliminary Class

514

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The

date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

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NOT GRANTED

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